

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

In re)	Civil Action No. 18-cv-00381 (RGA)
ENERGY FUTURE HOLDINGS)	
CORP.,)	Chapter 11
<i>et al.</i> ,)	Bankruptcy Case No. 14-10979 (CSS)
<i>Debtors.</i>)	(Jointly Administered)
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SHIRLEY FENICLE, INDIVIDUALLY,)	
AND AS SUCCESSOR -IN-INTEREST)	
TO THE ESTATE OF GEORGE)	
FENICLE, DAVID WILLIAM FAHY,)	
JOHN H. JONES, DAVID)	
HEINZMANN, HAROLD BISSELL,)	
KURT CARLSON, ROBERT ALBINI,)	
AND DENIS BERGSCHNEIDER)	
)	
<i>Appellants,</i>)	
)	
v.)	
ENERGY FUTURE HOLDINGS)	
CORP., <i>et al.</i> ,)	
<i>Appellees.</i>)	
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**[PROPOSED] ORDER GRANTING MOTION TO AMEND
CAPTION OR, IN THE ALTERNATIVE, TO INTERVENE**

Upon the *EFH Plan Administrator Board's Motion to Amend Caption or, in
(41.17)
the Alternative, to Intervene* in the above-captioned appeal (the "Motion"); and the
Court having found that it has jurisdiction to consider the Motion; and the Court
having found that venue is proper before this Court; and the Court having found
that the EFH Plan Administrator Board provided due and proper notice of the

~~Motion; and upon consideration of the record of all proceedings had before the Court; and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein;~~ and after due deliberation and sufficient cause and consideration of the further briefs (D.I. 22, 28) appearing therefor, it is hereby ORDERED:

1. The Motion is hereby granted.
2. The EFH Plan Administrator Board is a party to the above-captioned appeal, and the case caption will be amended to reflect the EFH Plan Administrator Board is an appellee in the above-captioned appeal.

~~3. The EFH Plan Administrator Board is hereby authorized and empowered to take all actions necessary to implement the relief granted in this Order.~~ 3. All Appellees are to file one joint brief conforming with the appropriate word count.

~~4. The Court shall retain jurisdiction over any matter or disputes arising from or relating to the interpretation, implementation or enforcement of this Order.~~

Dated: May 7, 2018
Wilmington, Delaware


The Honorable Richard G. Andrews
United States District Judge